

90th Legislative Session – 2015

Committee: Senate Commerce and Energy

Thursday, February 19, 2015

P - Present
E - Excused
A - Absent

Roll Call

P Bradford
P Haggar (Jenna)
P Lederman
P Novstrup (David)
P Sutton
E Greenfield (Brock), Vice-Chair
P Curd, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chair, Senator Curd.

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 17TH.

Moved by: Haggar (Jenna)
Second by: Novstrup (David)
Action: Prevailed by voice vote.

THE CHAIR DEFERRED SB 180 UNTIL ANOTHER DAY

MOTION: SENATE ADVISE AND CONSENT TO THE REAPPOINTMENT OF DOUGLAS J. HAJEK OF MINNEHAHA COUNTY, SIOUX FALLS, SOUTH DAKOTA, TO THE SOUTH DAKOTA BUILDING AUTHORITY

Don Templeton, South Dakota Building Authority and Jeremiah M. Murphy, spoke on his behalf.

Moved by: Haggar (Jenna)
Second by: Novstrup (David)
Action: Prevailed by roll call vote. (5-0-2-0)

Voting Yes: Bradford, Haggar (Jenna), Novstrup (David), Sutton, Curd

Excused: Lederman, Greenfield (Brock)

MOTION: AND BE PLACED ON CONSENT

Moved by: Haggar (Jenna)

Second by: Novstrup (David)

Action: Prevailed by voice vote.

MOTION: SENATE ADVISE AND CONSENT TO THE REAPPOINTMENT OF PATRICK J. BURCHILL OF PENNINGTON COUNTY, RAPID CITY, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY

Pat Costello with the Governor's Office of Economic Development spoke on his behalf.

Moved by: Haggar (Jenna)

Second by: Sutton

Action: Prevailed by roll call vote. (5-0-2-0)

Voting Yes: Bradford, Haggar (Jenna), Novstrup (David), Sutton, Curd

Excused: Lederman, Greenfield (Brock)

MOTION: AND BE PLACE ON CONSENT

Moved by: Haggar (Jenna)

Second by: Sutton

Action: Prevailed by voice vote.

SB 59: establish the state debt collection office.

Presented by: Jason Dilges, Bureau of Finance & Management

MOTION: TO TABLE SB 59

Moved by: Sutton

Second by: Haggar (Jenna)

Action: Prevailed by roll call vote. (5-0-2-0)

Voting Yes: Bradford, Haggar (Jenna), Novstrup (David), Sutton, Curd

Excused: Lederman, Greenfield (Brock)

SB 101: establish certain provisions regarding cancer treatment medication coverage by insurance companies.

Presented by: Senator Deb Peters

Proponents: Mary Kolsrud, Susan G Komen South Dakota
David Benson, American Cancer Society Cancer Action Network
Emily Andersen, Self, Sioux Falls
Charlene Berke, Self, Mitchell (Handout #1)
Christina Lee, Self, Pierre
Rod Goeman, Self, Sioux Falls
Amy Weller, Self, Pierre
Randy Moses, Avera Health Plans

MOTION: AMEND SB 101

101ra

On the printed bill, delete everything after the enacting clause and insert:

" Section 1. Any health benefit plan as defined in § 58-17H-2 that provides benefits for injected or intravenously administered cancer treatment medication used to kill or slow the growth of cancerous cells shall provide no less favorable benefits for prescribed, orally administered anticancer medication covered by the plan, regardless of the formulation or benefit category determination by the health plan.

Section 2. A health carrier may not reclassify benefits with respect to cancer treatment medications or increase a copayment, deductible, or coinsurance amount for covered cancer treatment medications that are injected or intravenously administered unless:

- (1) The increase is applied generally to other medical or pharmaceutical benefits covered under the plan and is not done to circumvent section 1 of this Act;
- (2) The reclassification of benefits with respect to cancer treatment medications is done in a manner that is consistent with this Act;
- (3) There are significant increases in utilization of cancer treatment medications; or
- (4) A health carrier is applying cost-sharing increases consistent with the annual increases in the cost of health care.

Section 3. Nothing in this Act prohibits a health carrier from performing medical management practices that comply with the provisions of chapter 58-17H."

Moved by: Sutton
Second by: Novstrup (David)
Action: Prevailed by voice vote.

Bob Gray and Darla Pollman Rogers answered some questions of the committee.

MOTION: DO PASS SB 101 AS AMENDED

Moved by: Sutton
Second by: Haggar (Jenna)
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Haggar (Jenna), Lederman, Novstrup (David), Sutton, Curd

Excused: Greenfield (Brock)

HB 1027: revise certain provisions regarding the regulation of certain money lending activities.

Presented by: Bret Afdahl, Department of Labor and Regulation
Proponents: Eric Matt, South Dakota Health And Educational Facilities

MOTION: AMEND HB 1027

1027fc

On page 3, line 24, of the House engrossed bill, after "by" insert "South Dakota law or".

On page 4, line 1, overstrike "; any" and insert "is exempt from the requirements of this chapter.
Any".

Moved by: Novstrup (David)
Second by: Lederman
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1027 AS AMENDED

Moved by: Lederman
Second by: Novstrup (David)
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Lederman, Novstrup (David), Sutton, Curd

Voting No: Haggar (Jenna)

Excused: Greenfield (Brock)

HB 1120: revise the provisions related to phase in rate plans for plant additions.

Presented by: Senator Deb Soholt
Proponents: Representative Mark Willadsen
Steve Willard, South Dakota Electric Utility Companies
Chris Nelson, Public Utilities Commission

MOTION: DO PASS HB 1120

Moved by: Haggar (Jenna)
Second by: Novstrup (David)
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Haggar (Jenna), Lederman, Novstrup (David), Sutton, Curd

Excused: Greenfield (Brock)

MOTION: PLACE HB 1120 ON CONSENT CALENDAR

Moved by: Sutton
Second by: Novstrup (David)
Action: Prevailed by voice vote.

MOTION: ADJOURN

Moved by: Haggar (Jenna)
Second by: Lederman
Action: Prevailed by voice vote.

Lois Henry
Committee Secretary

R. Blake Curd, Chair

